

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-SEVENTH LEGISLATURE

FIFTY-SEVENTH LEGISLATIVE DAY
MONDAY, MARCH 3, 2003

Senate Chamber

President Pro Tempore Geddes called the Senate to order at 9 a.m.

Roll call showed all members present except Senators Bunderson, Burkett, Burtenshaw, Cameron, Gannon, Little, Malepeai, Marley, Richardson, Stennett, and Werk, absent and excused.

Prayer was offered by Acting Chaplain Jim Hardenbrook, Pastor, Church of the Brethren, Nampa, Idaho.

The Pledge of Allegiance was led by Stephanie Soltzak, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The President assumed the Chair.

Senators Cameron, Gannon, Malepeai, and Richardson were recorded present at this order of business.

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 28, 2003, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senators Burtenshaw, Little, Marley, Stennett, and Werk were recorded present at this order of business.

February 28, 2003

The JUDICIARY AND RULES Committee reports that **S 1011**, **S 1052**, and **S 1106** have been correctly enrolled.

DARRINGTON, Chairman

The President signed Enrolled **S 1011**, **S 1052**, and **S 1106** and ordered them transmitted to the House for the signature of the Speaker.

February 28, 2003

The JUDICIARY AND RULES Committee reports that Enrolled **S 1035** was delivered to the Office of the Governor at 1:40 p.m., February 28, 2002.

DARRINGTON, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

February 28, 2003

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Milford Terrell to the Idaho State Board of Education, term to expire March 1, 2007.

SCHROEDER, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 28, 2003

The JUDICIARY AND RULES Committee reports out **H 216** and **H 253** with the recommendation that they do pass.

DARRINGTON, Chairman

H 216 and **H 253** were filed for second reading.

February 28, 2003

The JUDICIARY AND RULES Committee reports out **H 62**, as amended, with the recommendation that it be referred to the Commerce and Human Resources Committee.

DARRINGTON, Chairman

There being no objection, **H 62**, as amended, was re-referred to the Commerce and Human Resources Committee.

February 28, 2003

The RESOURCES AND ENVIRONMENT Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Jerry Rigby to the Idaho Water Resource Board, term to expire January 1, 2007;

Gary Chamberlain to the Idaho Water Resource Board, term to expire January 1, 2007;

Robert Graham to the Idaho Water Resource Board, term to expire January 1, 2007;

D. Richard Wyatt to the Idaho Water Resource Board, term to expire January 1, 2007.

NOH, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 28, 2003

The RESOURCES AND ENVIRONMENT Committee reports out **HCR 18**, **HCR 19**, **H 56**, and **H 124** with the recommendation that they do pass.

NOH, Chairman

HCR 18 and **HCR 19** were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

H 56 and **H 124** were filed for second reading.

February 28, 2003

The RESOURCES AND ENVIRONMENT Committee reports out **H 208** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

NOH, Chairman

There being no objection, **H 208** was referred to the Fourteenth Order of Business, General Calendar.

March 3, 2003

The AGRICULTURAL AFFAIRS Committee reports out **S 1089**, **H 106**, **H 108**, **H 109**, and **H 157** with the recommendation that they do pass.

WILLIAMS, Chairman

S 1089, **H 106**, **H 108**, **H 109**, and **H 157** were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

February 28, 2003

Mr. President:

I transmit herewith **H 298**, **H 246**, **H 260**, **H 220**, **H 266**, **H 180**, **H 248**, **H 295**, **H 261**, **H 267**, and **H 268**, and I return herewith **S 1026**, which have passed the House

JUKER, Chief Clerk

H 298, **H 246**, **H 260**, **H 220**, **H 266**, **H 180**, **H 248**, **H 295**, **H 261**, **H 267**, and **H 268** were filed for first reading.

S 1026 was referred to the Judiciary and Rules Committee for enrolling.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

Senator Bunderson was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, **SCR 106**, having been held, retained its place on the calendar for one legislative day.

On request by Senator Davis, granted by unanimous consent, **HCR 23** retained its place on the calendar for one legislative day.

On request by Senator Davis, granted by unanimous consent, **SCR 107** and **SCR 108** retained their place on the calendar for one legislative day.

The President announced that **SR 103** was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Malepeai, seconded by Senator Davis, **SR 103** was adopted by voice vote, title was approved, and the resolution ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1138

BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO THE STATE ATHLETIC COMMISSION; AMENDING CHAPTER 4, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-416A, IDAHO CODE, TO PROHIBIT PROFESSIONAL OR AMATEUR TOUGHMAN, BADMAN OR ULTIMATE FIGHTING MATCHES FROM BEING HELD IN THIS STATE, TO DEFINE TERMS, TO PROVIDE EXCEPTIONS, TO PROVIDE PENALTIES AND TO PROVIDE PROCEDURES; AND DECLARING AN EMERGENCY.

S 1138 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 298, by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

H 246 and **H 260**, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

H 220, by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 266, by State Affairs Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

H 180, by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 248, by State Affairs Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

H 295, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

H 261, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

H 267 and **H 268**, by State Affairs Committee, were introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 204, by Transportation and Defense Committee, was read the second time at length and filed for third reading.

S 1125, **S 1119**, and **S 1097**, by State Affairs Committee, were read the second time at length and filed for third reading.

S 1127, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

S 1110, by State Affairs Committee, was read the second time at length and filed for third reading.

H 175 and **H 176**, by Business Committee, were read the second time at length and filed for third reading.

H 28 and **H 29**, by Mr. Speaker, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

S 1050 was read the third time at length, section by section, and placed before the Senate for final consideration. Senators Cameron, Davis, and Stegner arose as co-sponsors of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Hill, Ingram, Kennedy, Keough, Little, Lodge,

Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--None.

Absent and excused--Burkett, Goedde. Total - 2.

Total - 35.

Whereupon the President declared **S 1050** passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, **S 1085** retained its place on the Third Reading Calendar.

S 1121 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Sweet arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--None.

Absent and excused--Burkett, Goedde. Total - 2.

Total - 35.

Whereupon the President declared **S 1121** passed, title was approved, and the bill ordered transmitted to the House.

S 1122 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--None.

Absent and excused--Burkett, Goedde. Total - 2.

Total - 35.

Whereupon the President declared **S 1122** passed, title was approved, and the bill ordered transmitted to the House.

S 1059 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Kennedy arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Bunderson, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Werk. Total - 31.

NAYS--Brandt, Sweet, Williams. Total - 3.

Absent and excused--Burkett. Total - 1.

Total - 35.

Whereupon the President declared **S 1059** passed, title was approved, and the bill ordered transmitted to the House.

S 1100 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 34.

NAYS--None.

Absent and excused--Burkett. Total - 1.

Total - 35.

Whereupon the President declared **S 1100** passed, title was approved, and the bill ordered transmitted to the House.

Senator Burkett was recorded present at this order of business.

S 1061 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **S 1061** passed, title was approved, and the bill ordered transmitted to the House.

The President called President Pro Tempore Geddes to the Chair.

S 1066 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Andreason arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 34.

NAYS--Davis. Total - 1.

Total - 35.

Whereupon the President declared **S 1066** passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, **S 1085**, having been held, was placed before the Senate for consideration at this time.

S 1085 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President Pro Tempore declared **S 1085** passed, title was approved, and the bill ordered transmitted to the House.

S 1108, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate.

On motion by Senator Gannon, seconded by Senator Compton, by voice vote **S 1108**, as amended, was referred to the Fourteenth Order of Business, General Calendar.

The President returned to the Chair.

S 1053, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ingram arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Compton, Darrington, Gannon, Hill, Ingram, Kennedy, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Pearce, Richardson, Sorensen, Stennett, Sweet, Werk, Williams. Total - 26.

NAYS--Andreason, Cameron, Davis, Geddes, Goedde, Keough, Noh, Schroeder, Stegner. Total - 9.

Total - 35.

Whereupon the President declared **S 1053**, as amended, passed, title was approved, and the bill ordered transmitted to the House.

S 1101 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Williams arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **S 1101** passed, title was approved, and the bill ordered transmitted to the House.

S 1099 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Pearce arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **S 1099** passed, title was approved, and the bill ordered transmitted to the House.

S 1123 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ingram arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough,

Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **S 1123** passed, title was approved, and the bill ordered transmitted to the House.

S 1120 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brandt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burtenshaw, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 31.

NAYS--Burkett, Calabretta, Malepeai, Marley. Total - 4.

Total - 35.

Whereupon the President declared **S 1120** passed, title was approved, and the bill ordered transmitted to the House.

H 115 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Darrington arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 115** passed, title was approved, and the bill ordered returned to the House.

H 116 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Marley arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 116** passed, title was approved, and the bill ordered returned to the House.

H 181 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bailey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 181** passed, title was approved, and the bill ordered returned to the House.

H 182 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bailey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 182** passed, title was approved, and the bill ordered returned to the House.

H 145 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Compton arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 145** passed, title was approved, and the bill ordered returned to the House.

H 146 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Gannon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough,

Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 146** passed, title was approved, and the bill ordered returned to the House.

H 103 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 34.

NAYS--Davis. Total - 1.

Total - 35.

Whereupon the President declared **H 103** passed, title was approved, and the bill ordered returned to the House.

H 138 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 138** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Brandt, granted by unanimous consent, **H 22** retained its place on the Third Reading Calendar for one legislative day.

H 23 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Compton arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 32.

NAYS--Calabretta. Total - 1.

Absent and excused--Andreason, Noh. Total - 2.

Total - 35.

Whereupon the President declared **H 23** passed, title was approved, and the bill ordered returned to the House.

H 24 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Kennedy arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 24** passed, title was approved, and the bill ordered returned to the House.

H 25 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Darrington arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 35.

Whereupon the President declared **H 25** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 12 noon until the hour of 10 a.m., Tuesday, March 4, 2003.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary